

25 JAN 1980

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Note for [ ]

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From: [ ] SECOM

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Subject: Proposed standard [ ] secrecy agreement

1. Attached is text of proposed standard [ ] secrecy agreement agreed to at 24 January 1980 meeting of Secrecy Agreement Working Group of SECOM Compartmentation Subcommittee. Three of the four members agreed (myself, and DIA and Air Force members of Compartmentation Subcommittee). NSA member dissented (details below).

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2. Form of agreement is as drafted by me based on informal text provided by [ ] of CIA OGC. Text has not been formally coordinated with legal counsel here or elsewhere. However, [ ] [ ] has been OGC's secrecy agreement expert for some time.

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3. NSA dissent being provided in writing to DIA chairman of working group on 25 January. Chairman will that same day provide majority agreed text with NSA dissent to Chairman, SECOM Compartmentation Subcommittee, with suggestion that it be immediately sent to Chairman SECOM.

4. Working Group members had previously agreed on minimum factors that any and all Community secrecy agreements should contain. Text also attached. NSA member of group said his agency would agree only on those factors, and would dissent to any particular text if it was presented as either a required standard or as a minimum language version.

[ ]

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SUBJECT: Final Report of the Secrecy Agreement Working Group

References: a. My memorandum, U-6813/RSS-4B, Subject: Interim Report from  
Secrecy Agreement Working Group, 19 December 1979

b. Paragraph 16c, [ ] Special Access Control System Government 25X1A  
Security Manual, January 1980 (Galley Proof).

1. The attached strawman Nondisclosure Agreement for the [ ] Special Access 25X1A  
Control System is submitted for consideration by the full Compartmentation  
Subcommittee.

2. The attached agreement satisfies the factors discussed in reference a and  
complies with the requirements of reference b which necessitate a single non-  
disclosure agreement for [ ]

3. The attached agreement should be the standard, single agreement for access  
to [ ] materials. Agencies desiring uniquely restrictive agreements should  
execute addenda to the basic agreement.

4. Upon acceptance by the [ ] Subcommittee, the attached agreement should be  
submitted to appropriate legal consul for review.

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☐ SPECIAL ACCESS CONTROL SYSTEM

1. I, \_\_\_\_\_, by signing this agreement acknowledge that I  
(Print full name)  
have been told about and given access to certain classified information and  
intelligence sources and methods which were explained to me to be protected

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~~within the~~ ☐ Special Access Control System. At other places in this  
agreement, this information is called "this Sensitive Compartmented Infor-  
mation." ~~This agreement applies to any additional information or programs,~~

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~~falling within the~~ ☐ Special Access Control System, to which I may later  
~~be granted access.~~

2. I have been told that if this Sensitive Compartmented Information becomes  
known to people who are not permitted by the United States Government to have  
it, this could cause serious harm to the United States of America.

3. I have been told how to handle and store this Sensitive Compartmented Infor-  
mation and how to find out/which people I can show/or talk to about it.

4. In return for being given access to this Sensitive Compartmented Infor-  
mation, I agree that I will never reveal this information, in any way, to  
any person who is not permitted by the United States Government to have it.

5. I also agree to submit for review by the United States Government any  
information concerning intelligence subjects or activities which I want to  
publish or speak about. I agree to let the government review this information  
before I talk about it or show it to anyone who is not permitted to have this  
Sensitive Compartmented Information. I will not publish or speak about the  
information until I get written permission from the government to do so. I  
understand that the reason for the government's review of this information  
is to be sure that it does not contain any of this Sensitive Compartmented  
Information.

6. I understand that if I reveal this Sensitive Compartmented Information to  
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anyone who is not permitted to have it, I may no longer be permitted to have access to the information myself and I may be required to return any of the information which I have. I also understand that if I do anything or behave in a way which shows that I might not be willing or able to protect ~~this~~ Sensitive Compartmented Information, the government may take away my access to it and require me to return any of the information which I then have. The government may take away my access at any time it judges such action to be in the best interest of national security ~~it~~ may do this without giving me notice or holding a hearing.

7. Also, I understand that if I reveal this Sensitive Compartmented Information to people who are not permitted to have it this might violate the civil or criminal laws of the United States. I understand that a violation of civil law might cause me to have to pay the cost of any damage which resulted from my action. I understand that a violation of criminal law could result in my being fined or imprisoned or perhaps both.

8. If I reveal this Sensitive Compartmented Information without the permission of the United States Government, I assign to the United States Government any money or other thing of value which I receive or have already received for doing so, or any right to receive such money or thing of value.

9. I agree that this Sensitive Compartmented Information is now and will always be the property of the United States Government. I agree that I will return all of this information which I have or for which I am responsible when I am asked for it by an authorized representative of the United States Government. If I do not return it when I am asked, this too may be a violation of United States criminal law for which I can be punished.

10. Nothing said in this agreement means that the United States Government will give up any right it has to prosecute me if I violate the laws of the United States. Also, nothing said in this agreement means that I give up any basis

for violating the laws of the United States.

11. Each of the numbered paragraphs in this agreement stands by itself. If a court decides that any of these paragraphs do not apply to me, the rest of the paragraphs will still apply.

12. I have read this agreement and I understand it. I have asked any questions which I have about this agreement, the laws which apply to violation of it, and the rules and regulations which govern the handling and storage of this Sensitive compartmented Information, and my questions have been answered in a way I understand.

13. I am making this agreement in good faith, and I intend to live up to it.

SIGNATURE

ORGANIZATION

DATE

SOCIAL SECURITY ACCOUNT NUMBER

I witnessed the signature which appears above. I accept this agreement on behalf of the United States Government as a prior condition of this individual being permitted access to and use of the designated Sensitive Compartmented Information described within this agreement.

SIGNATURE

PRINTED NAME

ORGANIZATION

DATE